

IN THE OSAGE NATION TRIAL COURT
CIVIL DIVISION
Pawhuska, OK

Trial Court of the Osage Nation
FILED

MAY 12 2013

BY K. Bunde

THE OSAGE NATION,

Plaintiff,

Vs.

JOHN D. RED EAGLE,

Principal Chief of the Osage Nation,

Defendant.

Case No. C10-2013-06

Ethics Complaint

COMES NOW the Plaintiff, the Osage Nation, by and through Jeff S. Jones, Attorney General, and states:

1. That Plaintiff is the Attorney General of the Osage Nation;
2. That Defendant, John D. Red Eagle is the duly elected Principal Chief of the Osage Nation;
3. That the Osage Nation Attorney General is the proper party to file an Ethics Complaint with the Osage Nation Trial Court pursuant to 15 ONC §6-303(A);
4. That the Osage Nation Trial Court is the proper court for an Ethics Complaint to be filed in pursuant to 15 ONC §6-303(B);
5. That Principal Chief John D. Red Eagle did on the 31st day of May, 2013 at approximately 3:30 p.m. contact the Investigator of the Office of Attorney General and demand that a pending investigation stop immediately, thereby interfering in the legal functions of the Office of Attorney General as prohibited by 15 ONC §3-112.

COUNT TWO

6. Plaintiff incorporates by reference Paragraphs 1-4 of Count One of this Ethics Complaint;
7. That during the telephone call on May 31, 2013 Principal Chief John D. Red Eagle informed the Investigator for the Osage Nation Attorney General that a

certain person employed by the Osage Nation "shall not be touched" by any investigation in contravention of 15 ONC §6-202(B)(2) by attempting to give preferential treatment to any ... person and in violation of the Constitution of the Osage Nation Article X Section 3 which states "All tribal officials and employees of the Osage Nation shall avoid even the appearance of impropriety in the performance of their duties."

COUNT THREE

Plaintiff incorporates by reference Paragraphs 1-4 of Count One of this Ethics Complaint;

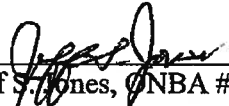
8. That Defendant Principal Chief John D. Red Eagle did on the 29th day of May, 2013 send an email to the Gaming Enterprise Board telling them that they will pay for travel for Gaming Enterprise Board Member R. R. Carnett when the Board had decided not to pay for the entire travel due to budget constraints;
9. That the email commanding the Gaming Enterprise Board to pay for travel constitutes a violation of 15 ONC §6-202 using the apparent authority of his office causing the Osage Nation Gaming Enterprise Board to be forced to give preferential treatment to any ... person.

WHEREFORE, Plaintiff prays for judgment and order of the court that:

Defendant John D. Red Eagle be found guilty of the ethics violations alleged and further that Defendant John D. Red Eagle be sentenced within the range of punishment set out in 15 ONC §§6-401 and 6-402;

And such other and further relieve as the court deems just and proper.

Dated: 6-12-13



Jeff S. Jones, ONBA #83
Osage Nation Attorney General
1223 Grandview
Pawhuska, OK 74056
(918) 287-5659
Fax: (918) 287-5468
jsjones@osagetribe.org

VERIFICATION

STATE OF OKLAHOMA

County of Osage

SS.

JEFF S. JONES, of lawful age, being first duly sworn upon oath, states:

That he is the Plaintiff above-named; he has read the foregoing Petition and understands the same; and the facts therein set forth are, to the best of his knowledge and belief, true and correct.

JEFF S. JONES

Subscribed and sworn to before me this 2nd day of June, 2013.



Notary Public

My Commission Expires: _____

Commission Number: